

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, APPROVING THE APPLICATION REQUESTING AN AMENDMENT TO THE FUTURE LAND USE MAP FROM RESIDENTIAL OFFICE TO COMMERCIAL. **PROPERTY LOCATED AT 535 EAST 49 STREET, HIALEAH, FLORIDA**, ZONED RO (RESIDENTIAL OFFICE DISTRICT), WHICH WAS PRESENTED TO THE CITY COUNCIL AT A SPECIAL MEETING ON MAY 4, 2010; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, an application requesting an amendment to the Future Land Use Map was presented to the City Council and was not recommended for approval at the Planning and Zoning Board meeting of April 7, 2010, subject to approval by the Florida Department of Community Affairs or as otherwise provided in section 163.3184, Florida Statutes; and

WHEREAS, this application cannot be considered a small scale amendment because the proposed amendment involves the same owner's property within 200 feet of property granted a change within the prior 12 months.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

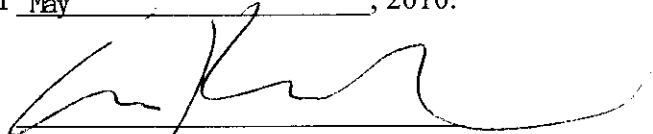
Section 1: It is the intent of the City Council that the amendment to the Future Land Use Map, as set forth hereinbelow, after appropriate comment and public hearing, shall be considered for approval from Residential Office to Commercial. Property located at 535 East 49 Street, Hialeah, Miami-Dade County, Florida, and legally described as follows:

LOT 4 AND THE WEST ½ OF LOT 5, BLOCK 8, PETER'S PARK A SUBDIVISION OF THE S ½ OF TRACTS 1 & 8 OF THE REVISED PLAT OF PETERS PARK, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 33, PAGE 79, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE SOUTH 7.00 FEET THEREOF FOR PUBLIC RIGHT-OF-WAY.

Section 2: Effective Date.

This Resolution shall become effective only upon approval of the Florida Department of Community Affairs, the state planning agency, pursuant to Chapter 163, Part II, Florida Statutes, or as otherwise provided in section 163.3184, Florida Statutes.

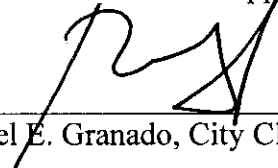
PASSED AND ADOPTED this 4th day of May, 2010.



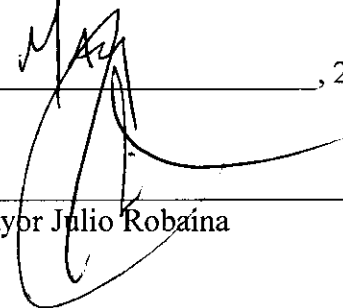
Carlos Hernandez
Council President

Attest:

Approved on this 12 day of May, 2010.

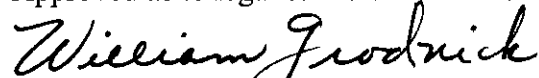


Rafael E. Granado, City Clerk



Mayor Julio Robaina

Approved as to legal sufficiency and form:



William M. Grodnick, City Attorney

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Resolution was adopted by a 6-0 vote with Councilmembers, Caragol, Casals-Muñoz, Garcia-Martinez, Gonzalez, Hernandez and Yedra voting "Yes", Councilmember Cue absent.